

III.

On that date and the date of this answer, Garnishee has no knowledge of other persons who are indebted to, or have in their possession any effects belonging to Al Weir.

IV.

Judgment Debtor is hereby put on notice that he bears the burden of preventing or limiting Cadence Bank, N.A. f/k/a BancorpSouth's compliance with or response to the Writ by seeking an appropriate remedy to prevent or suspend Cadence Bank, N.A. f/k/a BancorpSouth's response to the Writ. Cadence Bank, N.A. f/k/a BancorpSouth has no duty to determine actual ownership of the funds or assert any defense on behalf of Judgment Debtor or any other related person or entity. Upon information and belief, one or more accounts of Judgment Debtor, if any, may be protected by state or federal law.

V.

Garnishee has engaged an attorney to represent it in this proceeding and has agreed to pay such attorney a reasonable fee and costs which the Garnishee is entitled to recover in accordance with Texas Rule of Civil Procedure 677. Expenses for Garnishee will be based on \$350.00 per hour for the attorney fees and the account agreement for the account provides for a processing fee to be charged in the event of a garnishment on the account. The standard processing fee is not less than \$150.00 per account and is subject to the amount of time by Garnishee's personnel related to the garnishment. It is estimated that the total Rule 677 expenses will be not less than \$700.00.

VI.

Garnishee requests that all claims to the \$461.61 be determined and adjudicated, and that Garnishee be discharged from all liability to People's Capital and Leasing Corp. and Al Weir respecting the \$461.61, and that Garnishee recover against People's Capital and Leasing Corp.

and Al Weir as provided in Texas Rule of Civil Procedure 677. Garnishee requests such other and further relief to which Garnishee may be entitled.

Respectfully submitted,

STRIPLING, PEDERSEN & FLOYD
P.O. Drawer 630870
Nacogdoches, Texas 75963-0870
Phone (936) 564-0445
Fax (936) 569-1232
billpedersen@striplinglaw.com

By 

Bill Pedersen, Jr.
State Bar No. 15715000
Attorney for Garnishee

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Answer to Writ of Garnishment has been forwarded to the following recipients by the following means of transmission:


Bruce W. Akerly
AKERLY LAW PLLC
878 S. Denton Tap Rd., Suite 100
Coppell, Texas 75019

VIA EMAIL: bakerly@akerlylaw.com and
rloughran@akerlylaw.com

Al Weir
PO Box 541793
Dallas, Texas 75354

VIA US MAIL

SIGNED this 1 day of August, 2022.


Bill Pedersen, Jr.
Attorney for Garnishee

JURAT

My name is Cindy Wood, and I am a Deposit Operations Specialist and authorized agent for Garnishee. My date of birth is 9/25/1957, and my address is 2778 W. Jackson Street, 3rd Floor, Tupelo, MS 38801. I declare under penalty of perjury that the foregoing Answer to Writ of Garnishment and that every statement contained in Paragraphs I, II, III, and V of the Answer to Writ of Garnishment is within my personal knowledge and is true and correct.

Executed in Lee County, State of Mississippi, on the 1st day of August, 2022.



Cindy Wood